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# A BILL FOR AN ACT

RELATING TO THE TRANSFER OF YOUTH TO AN ADULT CORRECTIONAL FACILITY.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 352-28, Hawaii Revised Statutes, is  
2 repealed.

3           [~~"§352-28 Transfer to correctional facility. Any person~~  
4 ~~after the person's sixteenth birthday, who has been committed to~~  
5 ~~the care of the director and disrupts the order and the~~  
6 ~~discipline of any state operated youth correctional facility or~~  
7 ~~injures the staff or other person committed to the facility or~~  
8 ~~for other good cause, may be transferred by the director to an~~  
9 ~~adult correctional facility, with the prior approval of the~~  
10 ~~family court, for the balance of the term provided for by the~~  
11 ~~court. If such person demonstrates sufficient improvement or~~  
12 ~~progress, or for other good reason, the family court may order~~  
13 ~~the person's return to a youth correctional facility."]~~

14           SECTION 2. Statutory material to be repealed is bracketed  
15 and stricken.

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1 SECTION 3. This Act shall take effect on July 1, 2011.

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**Report Title:**

Transfer of Youth to an Adult Correctional Facility

**Description:**

Repeals section 352-28, Hawaii Revised Statutes, which authorizes the executive director of the office of youth services, with the approval of the family court, to transfer a committed youth from the Hawaii youth correctional facility to an adult correctional facility for disciplinary or other reasons. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

